

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

FC 2007-051376

08/17/2009

HONORABLE LINDA H. MILES

CLERK OF THE COURT
L. Crawford
Deputy

IN RE THE MATTER OF
DARCY L CHILD

DARCY L CHILD
13535 E BAYVIEW DR
SCOTTSDALE AZ 85259

AND

ADAM W CHILD

ADAM W CHILD
14209 N 99TH ST
SCOTTSDALE AZ 85260

FAMILY COURT CONFERENCE
CENTER-NE
JUDGE MCNALLY

MINUTE ENTRY

Courtroom 106

3:16 p.m. This is the time set for Evidentiary Hearing regarding Respondent/Father's Petition to Modify a Support Order re: Spousal Maintenance and Child Support, and Petition to Modify Child Parenting Time and Child Support, both of which were filed on April 17, 2009. Petitioner/Mother is present on her own behalf. Respondent/Father is present on his own behalf.

A record of the proceedings is made by audio and/or videotape in lieu of a court reporter.

In preparation for today's hearing, the Court reviewed Respondent's Petition to Modify a Support Order re: Spousal Maintenance and Child Support, Respondent's Petition to Modify

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Child Parenting Time and Child Support, the underlying orders in this case, and recent minute entries from other court proceedings.

The Court notes that there have been enforcement proceedings in this case and on June 24, 2009 Judge Pro Tem Ken Skiff, on behalf of Commissioner Albrecht, issued a child support arrest warrant for Respondent's arrest. Respondent advises the Court that he paid the \$10,000 purge amount on August 14, 2009 at 4:00 p.m. and the child support arrest warrant has been quashed.

LET THE RECORD REFLECT that Respondent hands the Court a receipt from the Clerk of the Court dated August 14, 2009 showing the payment of the \$10,000 purge amount regarding this case. This Court's Bailiff confirmed with Commissioner Albrecht's Judicial Assistant that the child support arrest warrant was quashed this afternoon.

No action was taken at the Accountability Court hearing on July 15, 2009, given the outstanding warrant. As the purge amount has been paid and the warrant has been quashed,

IT IS ORDERED setting this matter for **Accountability Court on September 9, 2009 at 1:30 p.m.** Respondent must appear in person at the hearing which will be held before:

**The Honorable Colleen McNally
Maricopa County Superior Court
Old Courthouse
125 W. Washington
Courtroom 002
Phoenix, AZ, 85003
602-506-5961**

**FAILURE OF RESPONDENT TO APPEAR AT THE ABOVE
DATE AND TIME MAY RESULT IN A FINDING OF CONTEMPT AND
THE ISSUANCE OF A CHILD SUPPORT ARREST WARRANT AND A
JUDGMENT MAY BE ENTERED FOR ANY ADDITIONAL
ARREARAGES.** Petitioner is welcome, but not required, to appear at the hearing.

Preliminary matters are discussed.

The issues raised in Respondent's Petitions include modification of parenting time, modification of child support, and a credit issue regarding some monies Respondent believes should be paid to him by

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Petitioner. The Court notes that as spousal maintenance is not modifiable in this case, the issue of spousal maintenance will not be addressed.

LET THE RECORD REFLECT that each party provides the Court with his/her Affidavit of Financial Information.

Petitioner's exhibits 1 and 2 are marked for identification.

Darcy L. Child and Adam W. Child are sworn.

Respondent's case:

Adam W. Child testifies.

Respondent's exhibits 3 and 4 are marked for identification and received in evidence.

Respondent's exhibit 5 is marked for identification and received in evidence.

Respondent rests.

Petitioner's case:

Darcy L. Child testifies.

Petitioner's exhibit 1 is received in evidence.

Petitioner rests.

The parties having no objection, the Court takes judicial notice of Petitioner's Affidavit of Financial Information, which is filed by the Clerk this date, and Respondent's Affidavit of Financial Information filed, August 17, 2009.

IT IS ORDERED taking this matter under advisement. The matter is deemed submitted this date and the Court will rule by minute entry within sixty days.

There being no further need to retain the exhibits currently in the custody of the division clerk,

IT IS ORDERED that the Clerk permanently release those exhibits not offered or received in evidence to the counsel/party causing them to be marked, or to a written designee.

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IT IS FURTHER ORDERED that counsel/party or written designee take immediate possession of all exhibits referenced above.

5:00 p.m. Matter concludes.

ISSUED: Exhibit Release form

FILED: Hearing Worksheet
Petitioner's Affidavit of Financial Information

All parties representing themselves must keep the Court updated with address changes. A form may be downloaded at: <http://www.superiorcourt.maricopa.gov/SuperiorCourt/Self-ServiceCenter>.